Page 1 of	3	Pages
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# UNITED STATES DISTRICT COURT

for the

	•	or the
	District	of New Jersey
	United States of America v.  German Diaz  Defendant	) Case No. Cr. 13-62 (NLH)
	ORDER SETTING CO	NDITIONS OF RELEASE
IT IS ORD	ERED that the defendant's release is subject to	these conditions:
(1)	The defendant must not violate any federal, s	tate or local law while on release.
(2)	The defendant must cooperate in the collection 42 U.S.C. § 14135a.	on of a DNA sample if the collection is authorized by
(3)	The defendant must immediately advise the co- change in address or telephone number.	urt, defense counsel, and the U.S. attorney in writing before any
(4)	The defendant must appear in court as require	ed and must surrender to serve any sentence imposed
	The defendant must appear at (if blank, to be not	
· .	Camden, New Jersey on	Place May 10, 2013 at 2:00 p.m., Courtroom 3A  Date and Time
	Release on Personal Reco	gnizance or Unsecured Bond
T IS FURT	HER ORDERED that the defendant be release	on condition that:
(5)	The defendant promises to appear in court as	required and surrender to serve any sentence imposed.
<b>v</b> ) (6)	The defendant executes an unsecured bond bit One Hundred Thousa in the event of a failure to appear as required or	

Case 1:13-cr-00062-NLH Document 7 Filed 01/29/13 Page 2 of 3 PageID: 29

## ADDITIONAL CONDITIONS OF RELEASE

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(X) (n) refrain from possessing a firearm, destructive device, or other dangerous weapons:  (Partian from use or unlawful possession of a narcotic drug or other controlled substances defined in 21 U.S.C. § 802, unless prescribed by a licensed media practitioner.  (Partian from use or unlawful possession of a narcotic drug or other controlled substances defined in 21 U.S.C. § 802, unless prescribed by a licensed media practitioner.  (Partian from use or unlawful possession of a narcotic drug or other controlled substances defined in 21 U.S.C. § 802, unless prescribed by a licensed media practitioner.  (Partian from use or unlawful possession of a narcotic drug or other controlled substances defined in 21 U.S.C. § 802, unless prescribed by a licensed media practitioner.  (Partian from possessing a firearm, destructed to general services office to determine whether the defendant is using a prohibited substance as using it is useful to a service office or supervising officer consider and accuracy of any prohibited substance setsing or monitoring program components and accuracy of any prohibited substance esting or monitoring program components and abide by its requirements as the pretrial services office or supervising officer or unless that treatment; attorney visits; court appearances; court-ordered obligations; or other activities pre-approved by the pretrial services office or supervising officer or supervising officer or supervising officer or unless that the proper operation of the technology.  (Partial from use or unlawful possible of the program based upon your ability to pay as the pretrial services office or supervising officer; (Partial services office or supervising officer; (	( ) (m)	maintain residence at a halfway hous	se or community corrections center, as the p	retrial services office or supervisir	ng officer considers necessary.
<ul> <li>( ) (p) refrain from use or unlawful possession of a narcotic drug or other controlled substances defined in 21 U.S.C. § 802, unless prescribed by a licensed medi practitioner.</li> <li>( ) (4) submit to any testing required by the pretrial services office or the supervising officer to determine whether the defendant is using a prohibited substance. A testing may be used with random frequency and include urine testing, the wearing of a sweat patch, a remote alcohol testing system, and/or any form prohibited substance screening or testing. The defendant must refrain from obstructing or attempting to obstruct or tamper, in any fashion, with the efficien and accuracy of any prohibited substance testing or monitoring which is (are) required as a condition of release.</li> <li>( ) (7) participate in a program of inpatient or outpatient substance abuse therapy and counseling if the pretrial services office or supervising officer instructs.</li> <li>( ) (8) participate in one of the following location monitoring program components and abide by its requirements as the pretrial services office officer officer or supervising officer; or</li> <li>( ) (i) Curfew. You are restricted to your residence every day ( ) from to, or ( ) as directed by the pretrial services office or supervising officer; or</li> <li>( ) (ii) Home Detention. You are restricted to your residence at all times except for employment; education, religious services; medical, substance abuse or mental health treatment; attorney visits; court appearances; court-ordered obligations; or other activities pre-approved by the pretrial service office or supervising officer; or</li> <li>( ) (iii) Home Incarceration. You are restricted to 24-hour-a-day lock-down except for medical necessities and court appearances or other activit specifically approved by the court.</li> <li>( ) (iii) Home Incarceration. You are restricted to 24-hour-a-day lock-down except for medical necessities and court appearances or other activit specifically approved</li></ul>	(X)(n)				<i>g</i>
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#### ADVICE OF PENALTIES AND SANCTIONS

#### TO THE DEFENDANT:

### YOU ARE ADVISED OF THE FOLLOWING PENALTIES AND SANCTIONS:

Violating any of the foregoing conditions of release may result in the immediate issuance of a warrant for your arrest, a revocation of your release, an order of detention, a forfeiture of any bond, and a prosecution for contempt of court and could result in imprisonment, a fine, or both.

While on release, if you commit a federal felony offense the punishment is an additional prison term of not more than ten years and for a federal misdemeanor offense the punishment is an additional prison term of not more than one year. This sentence will be consecutive (i.e., in addition to) to any other sentence you receive.

It is a crime punishable by up to ten years in prison, and a \$250,000 fine, or both, to: obstruct a criminal investigation; tamper with a witness, victim, or informant; retaliate or attempt to retaliate against a witness, victim, or informant; or intimidate or attempt to intimidate a witness, victim, juror, informant, or officer of the court. The penalties for tampering, retaliation, or intimidation are significantly more serious if they involve a killing or attempted killing.

If, after release, you knowingly fail to appear as the conditions of release require, or to surrender to serve a sentence, you may be prosecuted for failing to appear or surrender and additional punishment may be imposed. If you are convicted of:

- (1) an offense punishable by death, life imprisonment, or imprisonment for a term of fifteen years or more you will be fined not more than \$250,000 or imprisoned for not more than 10 years, or both;
- (2) an offense punishable by imprisonment for a term of five years or more, but less than fifteen years you will be fined not more than \$250,000 or imprisoned for not more than five years, or both;
- (3) any other felony you will be fined not more than \$250,000 or imprisoned not more than two years, or both;
- (4) a misdemeanor you will be fined not more than \$100,000 or imprisoned not more than one year, or both.

A term of imprisonment imposed for failure to appear or surrender will be consecutive to any other sentence you receive. In addition, a failure to appear or surrender may result in the forfeiture of any bond posted.

### Acknowledgment of the Defendant

I acknowledge that I am the defendant in this case and that I am aware of the conditions of release. I promise to obey all conditions
frelease, to appear as directed, and surrender to serve any sentence imposed. I am aware of the penalties and sanctions set forth above.

Di	rections to the United States Marshal
( X ) The defendant is ORDERED released a  ( ) The United States marshal is ORDERE has posted bond and/or complied with a the appropriate judge at the time and place.	D to keep the defendant in custody until notified by the clerk or judge that the defendant ll other conditions for release. If still in custody, the defendant must be produced before
Date: Jan. 29 2013	Noel Chilliani
	Judicial Officer's Signature
	Hon. Noel L. Hillman, U.S.D.J.
	Printed name and title